**IN THE HIGH COURT OF KERALA AT ERNAKULAM**

**PRESENT :**

**THE HONOURABLE MR. JUSTICE M.N.KRISHNAN**

**THURSDAY, THE 24TH MAY 2007 / 3RD JYAISHTA 1929**

**WP(C).No. 15317 of 2007(W)**
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**CMA.143/2007 of DISTRICT COURT, PALAKKAD**
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**PETITIONER:**
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**M. MANI, S/O.MUTHU,**
**RESIDING AT THAMARACHIRA, CHITTUR VILLAGE,**
**CHITTUR TALUK, PALAKKAD DISTRICT.**

**BY ADV. SRI.H.BADARUDDIN**

**RESPONDENTS:**
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**1. K. VASANTHA NATARAJAN,**
**W/O.P. NATARAJAN, VASANTHA VIHAR,**
**NEDUNGOD, CHITTUR VILLAGE, CHITTUR TALUK,**
**PALAKKAD DISTRICT.**

**2. P. MANI, S/O.PANGELAN, VALMUTTY,**
**CHITTUR VILLAGE, CHITTUR TALUK,**
**PALAKKAD DISTRICT.**

**3. KERALA STATE ELECTION COMMISSION**
**CORORATION OFFICE BUILDING, LMS JUNCTION,**
**PALAYAM, THIRUVANANTHAPURAM REP. BY ITS**
**SECRETARY.**

**BY GOVERNMENT PLEADER SMT. BINDU .R.**

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 24/05/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**

**M.N.KRISHNAN, J**

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**W.P.(C) No.15317 OF 2007**

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**Dated this the 24th day of May, 2007**

**JUDGMENT**

This writ petition is filed seeking a direction to the State Election Commission to keep in abeyance all further proceedings of the bye election proposed to be conducted for Ward No.11 of Chittur-Thathamangalam Municipality till the final disposal of Ext.P7 appeal, C.M.A.No.143/2007 that is pending before the District Court, Palakkad. This writ petition is filed during summer recess and the court has reopened on 23.5.2007. The relief which the writ petitioner seeks herein has to be applied and adjudicated by the court where C.M.A.No.143/2007 is pending. Therefore, the writ petition is dismissed with liberty to the writ petitioner to seek for appropriate relief before the District Court, Palakkad where C.M.A.No.143/2007 is pending.

**M.N.KRISHNAN, JUDGE**

**Cdp/-**